

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

JERRY SALAS

Plaintiff,

V.

3:16-CV-00635-RCJ-CBC

MICHAEL KOEHN et al.,

ORDER

Defendants.

14 Before this Court is the Plaintiff's Objections to Minute Order (ECF No. 40). In the motion,
15 the Plaintiff objects to an interlocutory minute order of Magistrate Judge Carla B. Carry (ECF No.
16 36), which denied the Plaintiff's Motion for Medical Records (ECF No. 32).

17 The case is currently stayed pending the screening of Plaintiff's First Amended Complaint
18 (ECF No. 30). It is currently unclear, which claims, if any, will survive the screening process. In
19 the ECF No. 36 Order, Judge Carry held it was not necessary to depart from the prion's policy at
20 this juncture by allowing the Plaintiff to have his medical records in his possession. Nev. Dep't.
21 of Corrections Admin. Reg. 639.

22 The Supreme Court has held that the lower courts are given broad discretion to stay cases
23 as a matter of their inherent authority. *Landis v. North American Co.*, 299 U.S. 248, 254 (1939).
24 The Plaintiff files the instant motion in contravention to the Court ordered stay of the case pending
25 the screening. As a part of the Court’s broad discretion and inherent authority, the Court declines
26 to address the merits of the instant motion, until the screening process is completed, and the stay
27 is lifted. At such time, the Court may consider the merits of Plaintiff’s contentions.

CONCLUSION

IT IS HEREBY ORDERED that the Plaintiff's Objections to Minute Order (ECF No. 40) is DENIED without prejudice.

IT IS SO ORDERED.

DATED: This 18th day of April, 2019.

ROBERT C. JONES
United States District Judge